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FEB 18 2004

ATTEST
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FEB 23 2004

JAN 30 2004

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY

FILED
CLERK'S OFFICE

DOCKET NO. 1407

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY
LITIGATION**

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-42)

On August 28, 2001, the Panel transferred eight civil actions to the United States District Court for the Western District of Washington for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 1,400 additional actions have been transferred to the Western District of Washington. With the consent of that court, all such actions have been assigned to the Honorable Barbara Jacobs Rothstein.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Western District of Washington and assigned to Judge Rothstein.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Western District of Washington for the reasons stated in the order of August 28, 2001, 173 F.Supp.2d 1377 (J.P.M.L. 2001), and, with the consent of that court, assigned to the Honorable Barbara Jacobs Rothstein.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Western District of Washington. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Inasmuch as no objection is
pending at this time, the
stay is lifted.

FEB 13 2004

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

Michael J. Beck

Michael J. Beck
Clerk of the Panel

SCHEDULE CTO-42 - TAG ALONG CASES

DOCKET NO. 1407

IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION

DISTRICT DIV. CIVIL ACTION#

ARKANSAS EASTERN

ARE 5 03-418

Rosalind Ballentine v. Delaco Co., et al.

ARKANSAS WESTERN

ARW 2 03-2282

Joyce Waterman-Reynolds v. Chattem, Inc., et al.

ARW 2 04-2001

Don Ralph v. Bayer Corp., et al.

DISTRICT OF COLUMBIA

DC 1 03-2287

Wanda Ford v. Novartis Consumer Health, Inc., et al.

MINNESOTA

MN 0 03-6487

Brinda Anderson v. Novartis Corp., et al.

MN 0 03-6491

Betty Kunkel v. The Delaco Co.

MN 0 03-6493

Charles T. Paige, Jr. v. Wyeth Consumer Healthcare

MN 0 03-6496

Ronald Shank v. Novartis Corp., et al.

MISSOURI EASTERN

MOE 4 03-1811

Lakisher Brice v. Chattem, Inc., et al.

MOE 4 03-1812

Kimberly Alewel v. Chattem, Inc., et al.

MOE 4 03-1813

Katherine Bacsman v. Chattem, Inc., et al.

MOE 4 03-1814

Kathy Carter v. Chattem, Inc., et al.

MISSOURI WESTERN

MOW 3 03-5148

Lewis Helt v. Bayer Corp., et al.

~~MOW 4 03-1151~~

~~Jay Spears v. Bayer Corp., et al.~~

9/20/02 02/12/04

MISSISSIPPI NORTHERN

MSN 1 03-625

Eddie Bogan v. Bayer Corp.

MISSISSIPPI SOUTHERN

MSS 3 03-1340

Gilbert Leon Crumbley, Jr. v. Novartis Consumer Health, Inc., et al.

MSS 3 04-6

Brenda Joyce Takewell v. Novartis Consumer Health, Inc.

NORTH CAROLINA WESTERN

NCW 1 03-308

Michael Lee Conner, et al. v. Bayer Corp., et al.

NEW YORK SOUTHERN

NYS 1 03-9647

Rona Stanton, et al. v. Bayer Corp., et al.